

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:14-cv-206-FDW**

BRANDON GERALD STEELE,)
)
 Plaintiff,)
)
 vs.)
)
)
)
 DENNIS MARSHALL, et al.,)
)
 Defendants.)
 _____)


ORDER

THIS MATTER is before the Court following Plaintiff's failure to comply with the Court's order dated July 30, 2018, in which the Court allowed Plaintiff twenty days in which to notify the Court of his new address. See (Doc. No. 55). The Court's order stated that this action would be dismissed if Plaintiff failed to response to the Court's order. Plaintiff has not responded to the Court's order, and the deadline to do so has passed. Furthermore, the Court's order, which was mailed to the address listed on this Court's docket, was returned as undeliverable. (Doc. No. 56). Therefore, the Court will dismiss this action for Plaintiff's failure to prosecute and for failure to comply with the Court's prior order. Accord Walker v. Moak, Civil Action No. 07-7738, 2008 WL 4722386 (E.D. La. Oct. 22, 2008) (dismissing without prejudice a § 1983 action for failure to prosecute under Rule 41(b) of the Federal Rules of Civil Procedure where the plaintiff did not notify the court of his new address upon his release from jail).

IT IS, THEREFORE, ORDERED that:

- (1) This action is dismissed without prejudice.
- (2) The Clerk of this Court is directed to terminate this action.

Signed: August 24, 2018


Frank D. Whitney
Chief United States District Judge

